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PATENT

Practitioner's Docket No. 740789-056330

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Stuart Thomas Caldwell et al. Confirmation No.: 8751  
Application No.: 10/521,232 Group No.: 3700  
Filed: 08/08/2005 Examiner: To be assigned  
For: FLAVONOID COMPOUNDS AS THERAPEUTIC ANTIOXIDANTS

CERTIFICATION OF FACSIMILE TRANSMISSION

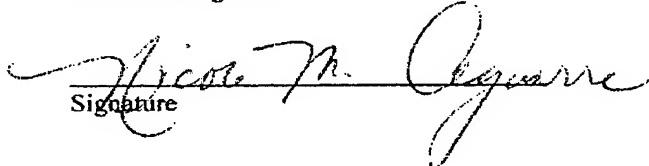
I hereby certify that the following papers are being facsimile transmitted to the US Patent and Trademark Office - (571) 273-8300 on the date shown below:

1. Certificate of Facsimile (1 pg.);
2. Transmittal Form (1 pg.);
3. Change of Attorney's Address in Application (1 pg.);
4. COPY – Previously Submitted Letter to Examiner (1 pg.);
5. COPY – Previously Submitted Statement Under 37 C.F.R. 3.73(b) Establishing Right of Assignee to Take Action (2 pp.); and
6. COPY – Previously Submitted Power of Attorney by Assignee of Entire Interest (Revocation of Prior Powers) (2 pp.).

February 24, 2006

Date

Nicole M. Aguirre

  
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## TRANSMITTAL FORM

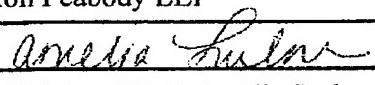
(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/521,232
Filing Date	August 8, 2005
First Named Inventor	Stuart Thomas Caldwell
Art Unit	3700
Examiner Name	To be assigned
Attorney Docket Number	740789-56330

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ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input checked="" type="checkbox"/> Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  <b>COPY - Previously submitted Letter to Examiner and Certificate of Facsimile Transmission</b>
<div style="border: 1px solid black; padding: 2px; margin-bottom: 5px;">Remarks</div> <div style="margin-bottom: 5px;">Confirmation No. 8751</div> <div>The Commissioner is authorized to charge fee deficiencies or credit overpayments associated with this submission to the NIXON PEABODY LLP Deposit Account No. 50-0850.</div>		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Nixon Peabody LLP	
Signature		
Printed name	David S. Resnick / J. Amelia Feulner	
Date	2/24/06	Reg. No. 34,235 / 58,039

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

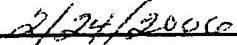
Signature



Typed or printed name

Nicole M. Aguirre

Date



This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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For: FLAVONOID COMPOUNDS AS THERAPEUTIC ANTIOXIDANTS

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being faxed to the United States Postal Service on the date shown below to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at (571) 273-8300

2/24/06  
Date

Nicole M. Aguirre  
(type or print name of person mailing paper)

Nicole M. Aguirre  
Signature of person mailing paper

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CHANGE OF ATTORNEY'S ADDRESS IN APPLICATION

Please send all correspondence for this application as follows:

David S. Resnick  
NIXON PEABODY LLP  
100 Summer Street  
Boston, MA 02110-2131

Please direct telephone calls to:

617-345-6057

Date: 2/24/06

J. Amelia Feulner  
Signature of Practitioner  
David S. Resnick (Reg. No. 34,235)  
J. Amelia Feulner (Reg. No. 58,039)  
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Change of Attorney's Address in Application—page 1 of 1

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Practitioner's Docket No. 740789-56330

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## IN THE UNITED STATES RECEIVING OFFICE

PCT/GB2003/003054	14 July 2003 (14.07.2003)	13 July 2002 (13.07.2002)
International Application Number	International Filing Date	International Earliest Priority Date

**TITLE OF INVENTION: FLAVONOID COMPOUNDS AS THERAPEUTIC ANTIOXIDANTS****APPLICANT(S) FOR EO/DO:** ROWETT RESEARCH INSTITUTE**INVENTOR(S)/APPLICANT(S) FOR US:** CALDWELL, Stuart Thomas; BENNETT, Christopher James; HARTLEY, Richard Charles; MCPHAIL, Donald Barton; DUTHIE, Garry Graeme

U.S.S.N.: 10/521,232

**MAIL STOP PCT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**LETTER TO EXAMINER**

Applicants are filing herewith documents to transfer the power of attorney in the above-captioned application, namely a Statement Under 37 C.F.R. § 3.73(b) Establishing Right of Assignee to Take Action, and a Power of Attorney by Assignee of Entire Interest (Revocation of Prior Powers). Applicants note that the "header" on the second page of the Statement Under 37 C.F.R. § 3.73(b) contains a typographical error, referring to a different application. Applicants respectfully submit that is merely a clerical error, and note that the correct application, U.S. 10/521,232, is correctly referenced on the cover page of the Statement Under 37 C.F.R. § 3.73(b), as well as on all other papers being submitted herewith. Accordingly, applicants request that the prior power of attorney be revoked, and the new power of attorney appointed, as indicated in the documents being filed herewith.

Date: September 29, 2005

Respectfully submitted,

David S. Resnick

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